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14 *Attorneys for Plaintiffs*

15 CALIFORNIA COASTKEEPER, INC., dba
16 CALIFORNIA COASTKEEPER ALLIANCE, and
17 THE OTTER PROJECT, INC., for itself and for
18 MONTEREY COASTKEEPER, a program of
19 THE OTTER PROJECT, INC.

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**UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA**

CALIFORNIA COASTKEEPER, INC., doing
business as CALIFORNIA COASTKEEPER
ALLIANCE, a nonprofit corporation, THE
OTTER PROJECT, INC., for itself and for
MONTEREY COASTKEEPER, a program of
THE OTTER PROJECT, INC., a nonprofit
corporation,

Plaintiffs,

vs.

SPRECKELS INDUSTRIAL PARK LLC, a
California limited liability company,
TANIMURA AND ANTLE FRESH FOODS
INC., a California corporation,

Defendants.

Case No.: 5:21-cv-02527-SVK

**NOTICE OF LODGING OF [PROPOSED]
CONSENT DECREE; REQUEST FOR
ENTRY OF [PROPOSED] CONSENT
DECREE**

1 WHEREAS, on October 4, 2021, CALIFORNIA COASTKEEPER, INC., doing business as
2 CALIFORNIA COASTKEEPER ALLIANCE, a nonprofit corporation, and THE OTTER
3 PROJECT, INC., for itself and for MONTEREY COASTKEEPER, a program of THE OTTER
4 PROJECT, INC., a nonprofit corporation, (“Plaintiffs”) and Defendant SPECKELS INDUSTRIAL
5 PARK LLC, a California limited liability company, and TANIMURA AND ANTLE FRESH
6 FOODS INC., a California corporation, (“Defendants”) (collectively, “the Parties”) agreed on a
7 tentative settlement resolving the issues raised in Plaintiffs’ complaint; and

8 WHEREAS, on October 5, 2021, Plaintiffs filed a Notice of Tentative Settlement and
9 requested the Court not sign the Consent Decree until a mandatory period for comment by the
10 United States had passed pursuant to United States Code, title 33, section 1365(c)(3) and Code of
11 Federal Regulations, title 40, section 135.5 (ECF #21); and

12 WHEREAS, on November 19, 2021, the United States Department of Justice notified
13 Plaintiffs via electronic mail that the United States does not object to the Court’s entry of the
14 Consent Decree into judgment; as the Agencies have indicated that they have no objection to entry,
15 the Court may now enter the [Proposed] Consent Decree, which includes a request that the Court
16 retain jurisdiction to enforce the terms of the [Proposed] Consent Decree if necessary.

17 WHEREAS, on November 19, 2021, Plaintiff submitted a [Proposed] Consent Decree to the
18 Court for approval and entry.

19 THEREFORE, Plaintiff hereby requests the Court sign the [Proposed] Consent Decree, a
20 true and correct copy of which is attached to this Notice of Lodging as “Exhibit A,” and enter the
21 Consent Decree as judgment.

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DATED: November 19, 2021

AQUA TERRA AERIS LAW GROUP

/s/Anthony M. Barnes

Anthony M. Barnes

Attorneys for Plaintiffs CALIFORNIA

COASTKEEPER, INC., dba

CALIFORNIA COASTKEEPER

ALLIANCE, and THE OTTER PROJECT,

INC., for itself and for MONTEREY

COASTKEEPER, a program of

THE OTTER PROJECT, INC.